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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) CR No. 09-1193 MHP
14 Plaintiff,)
15 v.)
16 DANIEL A. PESCE,)
17 Defendant.)
18 _____)

STIPULATION AND [PROPOSED]
ORDER EXCLUDING TIME UNDER THE
SPEEDY TRIAL ACT FROM MARCH 8,
2010 TO APRIL 19, 2010

19 On March 8, 2010, the parties in this case appeared before the Honorable Marilyn H. Patel
20 for a status appearance. At that time, the parties stipulated that time should be excluded from the
21 Speedy Trial Act calculation from March 8, 2010 to April 19, 2010 for effective preparation of
22 defense counsel. The parties represented that granting the continuance was for the reasonable
23 time necessary for effective preparation of defense counsel, taking into account the exercise of
24 due diligence. See 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

25 The parties also agreed that the ends of justice served by granting such a continuance

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1 outweighed the best interests of the public and the defendants in a speedy trial. See 18 U.S.C. §
2 3161(h)(7)(A).

3 IT IS SO STIPULATED:

4 JOSEPH P. RUSSONIELLO
5 United States Attorney

6 DATED: 3/9/10

7 /s/
ACADIA SENESE
Special Assistant United States Attorney

8 DATED: 3/9/10

9 /s/
ELIZABETH FALK
10 Attorney for Daniel A. Pesce

11 IT IS HEREBY ORDERED that time is excluded under the Speedy Trial Act from March 8,
12 2010 to April 19, 2010, under 18 U.S.C. § 3161(h)(7)(A) and 18 U.S.C. § 3161(h)(7)(B)(iv).

13 IT IS SO ORDERED.

14 DATED: 3/16/2010

